G. R. S. 59]

GENERAL AND REVENUE SECRETARIAT.

190 9/10
(S & A.)

File No. 137 (A) 09

(15)

Serial Nos. 1 — 2.

Papers Filed.

Month January 1910.

SUBJECT.

With reference to his recommendation that Mr. K. R. Seshachar, Assistant Engineer, *sub-pro tem* may be permitted to count the period of year from January to December 1897 spent by him in undergoing practical training at Madras as service qualifying for pension, informing him that this is a case which should lie over under Article 497 of Mysore Service Regulations.

PREVIOUS REFERENCES.

Ed. 434—08 Sls 1—3.
Ed. 37 of 96. whole file.

LATER REFERENCES.

G.R.S. 11] 190 9.—10

GENERAL AND REVENUE SECRETARIAT.

(Std)

NOTES.

File No. 137(a)

FILE HEADING.

Counting towards pension the period spent by Mr K. R. Seshachar Asst Engineer in undergoing practical training at Madras

From

The offg Chief Engineer of Mysore

No. 132 Dated 28-7-09 Received 3-8-09.

Diary No. 576 | Enclos. 1 file | Spare Copies | Serial No. 1

BRIEF ABSTRACT OF LETTER.

Forwards for sanction of Govt the application from Mr K. R. Seshachar praying that the period spent by him in undergoing practical training at Madras be allowed to count for pension

NOTES AND ORDERS.

1

This may be forwarded to Br: W for ~~remarks~~ remarks and putting up the ~~papers~~ cases referred to in the application

2 Yes

Subs

DWB

5/8/09 Mark 5/8/09

5/8. (illegible) vnd 5/8/9

NOTES—First sheet

GPB—30,000—3-4-07.

Stn File No. 137(a) of 1909-10

2(2

Serial No.

Submitted with References.

3 In the case of Mr. Sowathanara-
yana Rao, one year's practical
Course was ordered to be counted
as Service qualifying for pension
though he did not join the Service
soon after his practical Course.
(Vide G.O. No. 1743 30-2 Edn. 37-96
dt. 9/5/02). Afterwards the late Diwan
Sir P. N. Krishna Murti called for
the papers and after ~~making~~ causing
certain enquiries to be made has
Remarked as shown below:—

"I am not sure that a mis-
take has not been committed and
the Case should not therefore serve
in my opinion as a precedent."

(Sd.) P. N. K.
9/11/1902

NOTE—Contn. sheet.

GPB—50,000—13-5 08

G. R. S. 12]
General and Revenue Secretariat.

Sta G.D. File No. 137(a) of 1909-10

LB Mis 59-09

Serial No.

5. It is therefore a question whether for consideration whether Mr Seshachari's practical Course of one year can be treated as service qualifying for pension

Kmg 9/8/09

6 The rule says that if the scholar enters mysore service 'soon after' finishing his practical course, the period of practical training viz 1 year will be counted as service.

7 Mr Seshachari finished his practical course on 31 Dec 97, but was able to secure a place in the mysore PWD only in Sept 1898. For some months before Sept he worked in the Chikmagalur municipality. His not entering mysore immediately on passing out does not seem to have been due to any mistake on his part. The term 'soon after' seems wide enough to cover the period of 8½ months involved in this case. The rule 1 year of practical training may be counted as service

BH 9/8 CDS 9/8/09

Subd DMB 10-8-09

Note—Contn. sheet.

GPB—50,000—13-5-08

G. R. S. 12]
General and Revenue
Secretariat.

S'dn File No. 137(a) of 190 9-10

14

Serial No.

Subs
mk
10/8

8 Please put up a draft sanctioning the Chief Engineers' recommendation

mk
12-8-09

Draft subs
DMB
13-8-1909.

mk
13/8 Fmil Secy

mk
13-8-09

A case of
pension Concession
mk

9 The offr was confirmed in June 1902. Under what rule does his temporary service prior to that date count? If the temp service counts, the period of practical training may count also JPS/16/8

No 76-J-d 17-8-09
SRH file 137-09
Edn - 37-96
2 files

10 Forwarded to the Chief Engineer for favour of furnishing the information required in the above note of the Fmil Secy.

DBO
for Venkatanarasimham
Asstt Secy
6.8.09

U.O. No: 158 P.W.S — 17/8/09

11 Please refer to this Office Notification No. 835/4387 of the 28th July 1902 published

NOTE—Contn. sheet.

GPB—50,000—13.5.08

Serial No.

V by Note

in page 400 of the Mysore Gazette dated 31st July 1902, in which a note is entered against the names of Messrs K. Srinivasa Iyengar & K. R. Seshachar that they are made permanent with effect from the date of their appointment.

Camp Bangalore 12-9-09

Offg Chief Engineer & Secretary to Govt 12.9.09

12 Submitted with the Gazette vol: containing the publication referred to by the Officiating

K.S. 21-9-09.

Secy 21/9

Secy 22-9-9

13 The remark in the Gazette is not in my opinion conclusive unless it can be shown that the conditions of Art 240 (2nd Edn) M.S.R. were fulfilled. The orders under which the temporary appts was at first created and those under which such appts was made permanent may usefully be called for & kept with are necessary for reference. Can the P.W.D. Accts branch put up these orders? This is required because unless the question of temp period is settled definitely, that of the training period cannot be settled.

Send the file to the P.W. Accts Office

Secy 24-9-9

NOTE—Contn. sheet.

24/9/09

GPB—50,000—18-5-08

G.R.S. 12]
General and Revenue Secretariat.

SoA File No. 137 (a) of 1909

10

Serial No.

Unofficial Memo No. 56/E dated 2/4/10/09

14 Mr K. R. Seshachar was first appointed as Temporary Sub Assistant Engineer, 3rd class on Rs.80/- per mensem in P.W.Notification No.944/5288 dated 16-9-98 --copy enclosed-- subsequently he was confirmed as Sub Assistant Engineer 3rd class (Supernumerary) from date of 1st appointment under P. W. Notification No.835/4387 dated 28-7-02 (Flag G in the file) The conditions of Article 254 Mysore Service Regulations cannot be ~~such~~ said to be fulfilled in this case as it was the practice ~~on~~ in the P.W.D. to entertain Engineer officers in the first instance as Temporary and then to confirm them against a permanent vacancy, counting also their previous ~~te~~ temporary service -- a concession extended also to Upper and Lower subordinates. The question of the insertion of the ruling in the P.W.D. as an exception to Article 254 Mysore Service Regulations is still under the consideration of ~~the~~ Government in the Financial Department, having been sent up as far back as May 1907.

A

2.10.09
Asstt Comptroller,
P. W. & Py. Branch.

To

The Assistant Financial secretary.

15 Please see in what stage the question referred to at A is.

7-10-9

GJ 422 of 06 sl 5, b

of min 505. 8/19/1/09
Book Sup 4/12

NOTE—Contn. sheet.

GPB—50.000—13-5-08

Copy of P.W.Notification No.944/5288 dated 16-9-98 in Mysore Gazette dated 22-9-98 page 886 Part I.

Mr K. R. Seshachar, B.A., is appointed temporary Sub Assistant Engineer, 3rd class on Rs.80/- per mensem and posted to the Mysore Division of the Western Circle.

G.R.S. 12]
General and Revenue Secretariat.

S&A File No. 137(a) of 1909

(8)

Serial No:

1. The Index Register shows that this was referred to the Secretary P.W.D. for opinion on 4/3/09. If approved this may be sent up to the P.W.D. for a note as to the present stage in which the question now stands.

N 4/11

5/11

17 Please ascertain & note in what stage the case is.

9-11-9

Sub?

18 It is ascertained that the file relating to the insertion of the ruling in the P.W.D. as an exception to art 254. M.S.R. (G.J. 422-06) has been linked with the file relating to the question of the fixing of the scale for Lower Subordinates (H. No. 505 of 1908 + 75 of 1909) & is before the Diwan. ~~(illegible)~~

N 12/11/09

12/11 (Sunday)

(5/11/09)

19 Does the proposed ruling refer only to subordinates or to officers of the P.W.D. as well? As far as my recollection goes the case of subordinates only was discussed.

15/11/09

To P.W. Branch of the Compilation Office 15-11-9

H 25 of 16-11-09 with 2 files & 1 cover

NOTE—Contn. sheet.

GPB—50.000—13-5-08

G. R. S. 12]
General and Revenue Secretariat.

SLa File No. 137 (a) of 1905

8 C 9

Serial No.

U. O. No. 605 P. W. D.

The point was originally raised in connection with the Lower Subordinates to whom the concession of counting temporary service towards pension on being transferred to the Permanent Establishment was extended in G.O. No. 688-99/3709-20 P.W. dated 19th July 1895 like Upper subordinates. Upper subordinates in their turn were allowed this concession granted to Engineer officers under the orders of the late Dewan Sir K. Seshadri Iyer, K.C.S.I. The orders on this subject are in the P. W. Secretariat file sent to Dewan in connection with the numerical scale of Lower Subordinates.

A

2. The principle involved is the same and a ruling now made will apply generally to Engineer officers, Upper and Lower subordinates as well.

Bangalore,
17th November 1909.

17.11.9
Asstt Comptroller,
P. W. & Ry. Branch.

mk 18/11

To Retd Secy Finance Dept.

Secy.
mk 18/11
Fnl Secy)

Fnl 18-11-9

2. Unless there is a general order that temp. service in cases like this will count, I do not see how the remark in the Gazette came to be made - As the conditions of the article referred to are apparently not satisfied the remark is hardly intelligible - From the portion A of

NOTE—Contn. sheet.

GPB—50.000—13-5-08

Serial No.

Asst Comptroller's note above, I understand however that some orders exist under which the temporary service can count in cases like this. I shall be glad to see those orders when available.

23 As however in the present case the service during temp employment has been declared to converted into permanent service, rightly or wrongly, by a Govt notification it would not be proper to go back upon it. The gap between the date of finishing practical course (31-12-97) and obtaining employment in the P.W.D (Sept 1898) is less than a year. The usual sanction of the Chief Engr's recommendation may therefore be passed.

23/12/09

2250 Dewan Hon 2nd Councillor

24 32 / 4.12.09 24 I agree.

4/12/09

25 Subject to correction I do not think that this is a case which should be one under article 249 of the M.C.R.

27-Dec-9

Sub. - to 2nd Councillor

29-12-9

26 The question has apparently been raised in accordance

NOTE—Contn. sheet.

Serial No.

with a precedent. I have however no objection to a reply being given in as proposed by the Diwan, as that would be in accordance with a provision of the Service Regns.

4/Jan/10.

Draft ans
5-1-10

1 Draft ans
8-1-1910

2 To the Chief Engineer
H 3407 19.1.10
states that the above is a case which should lie over under Art 497 (1) S.R.

10-1-10

GPB—50,000—13-5-08

1909

MYSORE P. W. DEPARTMENT.

C No. 13

From

THE CHIEF ENGINEER OF MYSORE,

Bangalore.

To The Secretary to the Govt. of H. H. the Maharaja of Mysore, Genl & Rev. Depts

Dated ~~Bangalore~~ K Kalle, 28th July 09

Despatched 2-8-09.

Enclosure No. 1 file as per facing sheet

SUBJECT.

Forwarding for sanction of Govt: the application of Assistant Engineer Mr. K.R. Shesha chal praying that the period spent by him in undergoing practical training at Madras be allowed to count for pension &c.

9

Mysore Public Works Department,

Camp No. 132 Central Office,

Dated Bangalore 28th July 1909.

From,

Captain N. B. E. Dawes, R.E.,
Offg: Chief Engineer of Mysore,
B A N G A L O R E.

To,

K.S.Chandrasekhara Aiyer Esquire,B.A.,B.L.,
secretary to the Government of
His Highness the Maharaja of Mysore,
General and Revenue Departments,
B A N G A L O R E.

Sir,

In forwarding for the sanction of Government, the enclosed application received from Assistant Engineer Mr. K.R.Seshachar (a State Scholar) now attached to the Mari-kanave Division praying that the period spent by him in undergoing practical training at Madras be allowed to count for pension &c, I have the honor to inform you that as usual I requested the Inspector General of Education to obtain the sanction of Government to the period of one year (from January to December 1897) in this case being allowed to count as service qualifying for pension in accordance with that Depart-ment Notification No.E.70 dated the 18th May 1894, but that officer has asked me to address the Government direct in the matter . Mr. Seshachar after leaving the workshops at the end of December 1897 is reported to have been working as an Engineering Assistant (Overseer) in the Chickmagalur Munici-pality and preparing a drainage project till September 1898 as he could not secure an appointment in this Department immediately his period of training was over. It is not known

known whether the service rendered to the Municipality prior to his being taken on to the P. W. D. is pensionable or otherwise. He was appointed to this Department as Sub Assistant Engineer, 3rd Class, on 19th September 1898.

II. Mr. Seshachar was confirmed as Sub Assistant Engineer, 3rd class in June 1902, and he now holds the rank of Sub Assistant Engineer, 1st class, Permanent, and Assistant Engineer, 3rd class, sub protem.

III. The file of correspondence connected with the subject is also forwarded for reference and obliging return.

I have the honor to be,

Sir,

Your most obedient servant,

J. Bernard Dane.

Captain R.E.,

Offg: Chief Engineer of Mysore.

G.R.S. 26]

File No. 137
Serial No. 2

Diary No. of letter replied to 576 1/10

General and Revenue Secretariat
(S 1a)
, *the* 190

No H 3407
Ex 5
19-1-1910

To The Chief Engineer
of Mysore

Date of issue 19 January 1910

Signed by Wm Meyer Captain

Sir

Adverting to your letter No 132 dated the 28th July '09 recommending that Mr K. R. Seshachar Asst Engineer sub-proten may be permitted to count, under terms of Govt Notn No 27-4-02 the period of 1 year (from January to Decr 1897) Spent by him in undergoing practical training at Madras as service qualifying for pension, I am directed to state that this is a case

over.

SUBJECT.

which should be over under
art. 497 M.S.R.

I have etc

Jno
For H Secretary 10-1-10

DMR
8/1/1910

List of enclosures

Copied by

Examined by

GPB—10,000—20-4-06.